

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

IN RE:

CASE NO.: 3:12-bk-03392-PMG

DAVID ELIJAH WOODARD, JR.,

Debtor.

**ORDER GRANTING DEBTOR'S MOTION TO DETERMINE
SECURED STATUS OF CLAIM #6 BANK OF AMERICA N.A.
AND TO STRIP LIEN EFFECTIVE UPON DISCHARGE**

This case is before the Court on the Debtor's Motion to Determine Secured Status of Claim #6 of **BANK OF AMERICA N.A.** and to Strip Lien (the "Motion"). The creditor having filed no response in accordance with Local Rule, 2002-4, it is

ORDERED:

1. The Motion is **GRANTED**.
2. Claim #6 of **BANK OF AMERICA N.A.** shall be treated as an unsecured claim in the Chapter 13 Case.
3. The real property (the "Real Property") that is the subject of the Motion is located at 7780 Allspice Cir, Jacksonville, Florida, 32244, and more particularly described as follows:

All that certain parcel of land situate in the County of Duval, State of Florida, being known and designated as Lot 96, Cinnamon Lakes. Unit 2, as Records of Duval County, Florida.

Tax I.D., Parcel Identification Number: 016057 1480

4. The mortgage held by **BANK OF AMERICAN N.A.** recorded on September 12, 2007, at Book 14180, Pages 420-427, Instrument No. 2007292126 of the official records of Duval County, Florida, shall be deemed void and shall be extinguished automatically,

without further court order, upon entry of the Debtor's discharge in this Chapter 13 case provided however, that the Court reserves jurisdiction to consider, If appropriate, the avoidance of **BANK OF AMERICA N.A.** lien prior to the entry of the Debtor's discharge. Further, if this case is converted to a case under Chapter 7, or if this Chapter 13 case is dismissed, the mortgage will no longer be considered void and shall be restored as a secured debt.

DONE AND ORDERED this day 20th of November, 2012.

Paul M. Glenn

PAUL M. GLENN
United States Bankruptcy Judge

Copies furnished to:
Attorney
Debtor's Attorney
Chapter 13 Trustee
All interested parties

RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA,
JACKSONVILLE DIVISION
U.S. NO. 51 NO. 7651